



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 8, MONTANA OFFICE
FEDERAL BUILDING, 10 W. 15th STREET, SUITE 3200
HELENA, MONTANA 59626

2005 DEC -8 AM 9:17

DEC - 8 2005

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EPA REGION VIII
HEARING CLERK

Ref: 8MO

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Richard Oppen, Director
Montana Department of Environmental Quality
Metcalf Building
1520 East Sixth Avenue
Helena, MT 59601

NOTICE OF VIOLATION

Docket No. SDWA-08-2006-0007

Re: Town of Winifred public water system
PWS ID# MT0000363

Dear Richard:

The Town of Winifred public water system has violated certain provisions of the Safe Drinking Water Act ("SDWA"), 42 U.S.C. section 300f, et seq. and the National Primary Drinking Water Regulations at 40 C.F.R. Part 141, as described in the table below.

The Environmental Protection Agency (EPA) obtained this information from the files of the Department's Public Water System Section and data contained in the Safe Drinking Water Information System ("SDWIS"). Please notify Eric Finke, Environmental Protection Specialist, at (406) 457-5026 within 20 days if your records show any discrepancies with these determinations of violation.

This NOTICE OF VIOLATION is issued pursuant to section 1414(a) of the SDWA, 42 U.S.C. § 300g-3(a). For the violations listed above, if MDEQ does not commence appropriate enforcement action within 30 days from the receipt of this notification, EPA is authorized to either issue an Administrative Order under section 1414(g) of the SDWA requiring the public water system to comply with these regulations, or commence civil action under section 1414(b) of the SDWA.

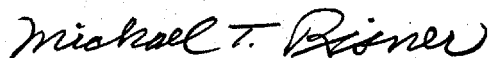
Please inform EPA of any change in the compliance status of this system. You may wish to confer with my staff to determine the Agency's position concerning this system and to exchange appropriate information. If the State does not commence appropriate enforcement action within 30 days from the receipt of the notification, EPA will contact MDEQ to make arrangements to review and copy documents in the system's file, including any records contained in the state archives.



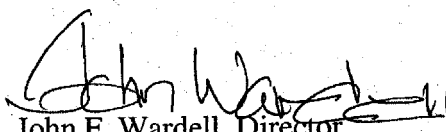
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If you have any questions, please contact Eric Finke at (406) 457-5026. A copy of this NOTICE OF VIOLATION has been concurrently sent to the public water system identified above.

Sincerely,



Michael T. Risner, Director
David J. Janik, Supervisory Attorney
Legal Enforcement Program
Office of Enforcement, Compliance and
Environmental Justice



John F. Wardell, Director
EPA Montana Office

cc: John Camden, MDEQ
John Arrigo, MDEQ
Town of Winifred, PWS ID# MT0000363
Michelle Marcu, 8ENF-L

Alleged Violations at
Town of Winifred public water system, PWS ID# MT0000363

Compliance Period	Violation	
	Description	Regulatory Citation
01/01/2000-06/30/2000 01/01/2001-06/30/2001 01/01/2002-12/31/2002 01/01/2003 - 12/30/2003 01/01/2004 - 12/31/2004	Failure to monitor and report lead and copper.	40 C.F.R. § 141.86
07/01/2002-07/31/2002 10/1/2003 - 10/30/2003 03/01/2005-03/30/2005	Failure to monitor and report coliform.	40 C.F.R. § 141.21
	Failure to provide public notice of the above-referenced violations	40 C.F.R. § 141.201
	Failure to report a violation to the State within 48 hours for all above-referenced violations	40 C.F.R. § 141.31(b)
01/01/2001-12/31/2001 01/01/2002-12/31/2002 01/01/2003-12/31/2003 01/01/2004-12/31/2004	Failure to prepare and deliver Consumer Confidence Report	40 C.F.R. §§ 141.152 - .155